

**Amendment and Response**

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Serial No.: 09/180,340

Confirmation No.: 6674

Filed: August 20, 1999

For: STABLE RECOMBINANT YEASTS FOR FERMENTING XYLOSE TO ETHANOL**Remarks**

This is in response to a telephone interview with Examiner Robinson on December 11, 2008, regarding the Examiner's indication that the Amendment and Response filed on October 17, 2008 was non-compliant. As requested by Examiner Robinson, this is being transmitted by facsimile. It is our understanding that Examiner Robinson will make this communication part of the official record.

DEC 12 2008

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It is respectfully submitted that the amendments to the Specification and the Claims puts the specification in condition for allowance and notification to that effect is respectfully requested. The Examiner is invited to contact Applicants' Representatives at the telephone number listed below if it is believed that prosecution of this application may be assisted thereby.

Respectfully submitted

By

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December 12, 2008  
Date

By: David L. Provence  
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**CERTIFICATE UNDER 37 CFR §1.8:**

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to Examiner Hope A. Robinson, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 12 day of December, 2008, at 1:10pm (Central Time).

By: Sandy Truehart  
Name: Sandy Truehart